

06-R-2077 (1) Claim of **Ryan Rocco**, for damages alleged to have been sustained as a result of a tree falling on his property on July 16, 2006 at 1998 Whittier Avenue, NW. **\$850.00**

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RESOLUTIONS (CONT'D)

Claims with favorable recommendations:

- 06-R-2078 (2) Claim of **Dee Stone**, for damages alleged to have been sustained during the repair of a storm sewer main on January 10, 2006 at 912 West Wesley Road, NW. **\$577.60**
- 06-R-2079 (3) Claim of **Southeast Link**, for damages alleged to have been sustained as a result of a vehicular accident on June 19, 2006 at Capitol Avenue at Capitol Square. **\$2,120.71**
- 06-R-2080 (4) Claim of **The Hartford, as subrogee of Roy Lee**, for damages alleged to have been sustained as a result of a vehicular accident on May 12, 2006 at 2690 Metropolitan Parkway, SW. **\$1,246.78**
- 06-R-2081 (5) Claim of **Jason T. McElroy**, for vehicular damages alleged to have been sustained as a result of a vehicular accident on September 6, 2006 at North Henry Boulevard and Highway 42. **\$3,746.92**
- 06-R-2082 (6) Claim of **Fecheimer Brothers Company**, for damages alleged to have been sustained as a result of a vehicular accident on June 6, 2006 at 1315 Chattahoochee Avenue, NW. **\$3339.63**
- 06-R-2083 (7) Claim of **Sheryl Ferrell**, for damages alleged to have been sustained as a result of an automobile accident on August 18, 2006 at 1120 North Avenue. **\$1,307.00**
- 06-R-2084 (8) Claim of **Tiffany D. Hatchett, through her attorney, Delisa Williams, PC.**, for bodily injuries alleged to have been sustained from an automobile accident on March 1, 2006 at Freedom Parkway, NE and North Avenue, NE. **\$8,000.00**
- 06-R-2085 (9) Claim of **Michelle Smith**, for vehicular damages alleged to have been sustained when an automobile was driven over a defective gate system on May 19, 2006 on Park Drive at Chastain Park. **\$600.00**

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RESOLUTIONS (CONT'D)

Claims with favorable recommendations:

- 06-R-2086 (10) Claim of **Anne Gannon**, for damages alleged to have been sustained as a result of a vehicular accident on January 3, 2006 at 466 Seminole Avenue. **\$833.26**
- 06-R-2087 (11) Claim of **Travise Farmer, through her attorney, William F. Heitmann, III**, for vehicle damages alleged to have been sustained as a result of driving over an unsecured metal plate on February 25, 2005 at Sylvan Road and Dill Avenue. **\$8,900.00**
- 06-R-2088 (12) Claim of **Robert Rolax**, for damages alleged to have been sustained as a result of a sewer backup on July 8, 2006 at 395 Griffin Street. **\$1,554.26**
- 06-R-2108 (13) Claim of **State Farm Insurance Company, as subrogee of Virender Chhabra and Akhil Chhabra**, for damages alleged to have been sustained as a result of a vehicular accident on April 11, 2006 at Courtland Street at Auburn Avenue. **\$12,757.14**
- 06-R-2109 (14) Claim of **Karla Floyd**, for damages alleged to have been sustained as a result of a vehicular accident on August 21, 2006 at 1300 Inner Loop Road. **\$916.22**
- 06-R-2110 (15) Claim of **State Farm Insurance Company, as subrogee of Victor Taylor**, for damages alleged to have been sustained as a result of a vehicular accident on May 12, 2006 at Southside Industrial Parkway and Zip Industrial Boulevard. **\$1,209.60**

Claims with unfavorable recommendations:

- 06-R-2089 (16) Claim of **MARTA**, for damages alleged to have been sustained as a result of an automobile accident on June 7, 2006 at Peachtree Road and Peachtree Hills Avenue.

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RESOLUTIONS (CONT'D)

Claims with unfavorable recommendations:

- 06-R-2090 (17) Claim of **Thomas Rogers**, for damages alleged to have been sustained as a result of construction being done for the Stockade Sewer Separation Project in April 2006 at 841 Ormewood Terrace.
- 06-R-2091 (18) Claim of **Nathan Bunderson**, for damages alleged to have been sustained as a result of a tree falling on August 5, 2006 at 1005 Atlantic Drive.
- 06-R-2092 (19) Claim of **Kenneth Perignat**, for damages alleged to have been sustained as a result of construction being done for the Stockade Sewer Separation Project in April 2006 at 870 Delmar Avenue.
- 06-R-2093 (20) Claim of **Latitude Subrogation Services, as subrogee of Atlanta Federation of Musicians**, for damages alleged to have been sustained due to a sink hole on November 13, 2005 at 551 Dutch Valley Road, NW.
- 06-R-2094 (21) Claim of **Progressive, through their insured, April L. Pallo**, for vehicular damages alleged to have been sustained from an automobile accident on March 20, 2005 at Courtland Avenue, NE and Pine Street, NE.
- 06-R-2095 (22) Claim of **Linda Howell**, for damages alleged to have been sustained as a result of a trip and fall on February 17, 2006 at 395 Piedmont Avenue, NE.
- 06-R-2096 (23) Claim of **Sally Combs, through her attorney, Kimberly A. Sturm, Stack & Associates, P. C.**, for property damages alleged to have been sustained from storm water runoff on a continuous basis at 704 Gladstone Road, NW.
- 06-R-2097 (24) Claim of **Tameka Hicks, through her attorney, John Foy**, for damages alleged to have been sustained as a result of walking on an uncovered water meter box on February 15, 2006 at 400 Lindsay Street.

RESOLUTIONS (CONT'D)

Claims with unfavorable recommendations:

- 06-R-2098 (25) Claim of **Barbara A. Boardman**, for damages alleged to have been sustained as a result of striking an open construction cut on April 14, 2005 at 1101 Collier Road.
- 06-R-2099 (26) Claim of **Jonathan A. Strouth, through his attorney, Benjamin Y. Gerber**, for damages alleged to have been sustained as a result of a slip and fall incident on April 7, 2005 at Centennial Olympic Park Drive.
- 06-R-2100 (27) Claim of **Marcia E. Kinchen**, for vehicular damages alleged to have been sustained from an automobile accident on January 30, 2006 at 2736 Hedgewood Drive.
- 06-R-2101 (28) Claim of **Shari D. Marquis, through her attorney, Roger F. Krause**, for damages alleged to have been sustained as a result of a fall on March 11, 2006 at Zoo Atlanta.
- 06-R-2102 (29) Claim of **A Betterway Leasing d/b/a Budget Rent A Car**, for damages alleged to have been sustained as a result of the sale of a recovered stolen vehicle on May 15, 2002 by A Tow, Inc.
- 06-R-2103 (30) Claim of **Marcia Allvine, through her attorney, Horatio Edmondson**, for damages alleged to have been sustained as a result of an arrest on October 24, 2005 at 425 14th Street.
- 06-R-2104 (31) Claim of **Marc'quail Warren, through his attorney, John M. Foy, Foy & Associates**, for bodily damages alleged to have been sustained after falling on ice that formed on the sidewalk due to a broken water line on December 22, 2005 on Hadlock Street.
- 06-R-2105 (32) Claim of **Marchus Warren, through his attorney, John M. Foy, Foy & Associates**, for bodily damages alleged to have been sustained after falling on ice that formed on the sidewalk due to a broken water line on December 22, 2005 on Hadlock Street.

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RESOLUTIONS (CONT'D)

Claims with unfavorable recommendations:

- 06-R-2106 (33) Claim of **BellSouth**, for damages alleged to have been sustained during a water meter installation on April 6, 2005 at 4720 Guilford Forest Drive.
- 06-R-2111 (34) Claim of **ADM c/o Ken Atkins**, for damages alleged to have been sustained as a result of a private storm sewer collapse on September 8, 2004 at 818 Joseph E. Lowery.
- 06-R-2112 (35) Claim of **Cassandra Lampkin, through her attorney, Gina A. Clements, Esq.**, for damages alleged to have been sustained as a result of a carjacking on July 10, 2006 at 1093 West Avenue.
- 06-R-2113 (36) Claim of **Minnie Crowell**, for damages alleged to have been sustained as a result of an automobile accident on September 13, 2005 at 959 Falcon Drive.
- 06-R-2114 (37) Claim of **Charles Lawrence**, for damages alleged to have been sustained as a result of an automobile accident on April 16, 2005 at 1250 Lynway Lane.
(Councilmember Fauver made a motion to approve items C1-C37.)

FAVORABLE

D. ORDINANCES FOR FIRST READING

- 06-O-2069 (1) An Ordinance by Public Safety and Legal Administration Committee amending the 2006 (Intergovernmental Grant Fund) Budget, Department of Police ("Department"), by transferring the remaining U. S. Department of Justice Grant Funds and Administrative Operations from Spelman College to the Mayor's Office of Weed and Seed in an amount not to exceed \$213,183.09; to continue the Project Safe Neighborhood Initiatives to prevent violent crime; and for other purposes.

TO BE REFERRED TO PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE

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ORDINANCES FOR FIRST READING (CONT'D)

- 06-O-2118 (2) An Ordinance by Public Safety and Legal Administration Committee to correct the Center Number in Ordinance Number 06-O-0541 adopted by the Atlanta City Council on March 20, 2006 and approved by the Mayor on March 28, 2006; and for other purposes.

TO BE REFERRED TO PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE

E. ORDINANCES FOR SECOND READING

- 06-O-2019 (1) An Ordinance by Public Safety and Legal Administration Committee to amend Chapter 150, Article IV, Division III, Section 150-131 (b) of the City of Atlanta Code of Ordinances, to delete the phrase "Special Police Officers" and replace it with "Code Enforcement Agents"; to waive conflicting ordinances; and for other purposes.
(Councilmember Smith made a motion to approve.)

FAVORABLE

- 06-O-2020 (2) An Ordinance by Public Safety and Legal Administration Committee to amend Chapter 106, Article VI, Division III, Section 106-307 (b) of the City of Atlanta Code of Ordinances, to delete Special Officers from the list of employees authorized to carry a weapon; to waive conflicting ordinances; and for other purposes.
(Councilmember Smith made a motion to approve.)

FAVORABLE

- 06-O-2021 (3) An Ordinance by Public Safety and Legal Administration Committee to amend Chapter 98, Article II, Division 1, Section 98-51 of the City of Atlanta Code of Ordinances, entitled "Authorization for the Chief of Police to administer oath of office for Sworn Police Officers"; to delete the phrase "Special Police Officer(s)"; to waive conflicting ordinances; and for other purposes.
(Councilmember Smith made a motion to approve.)

FAVORABLE

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ORDINANCES FOR SECOND READING (CONT'D)

- 06-O-2022 (4) An Ordinance by Public Safety and Legal Administration Committee to amend Chapter 98, Article I, Section 98-1 of the City of Atlanta Code of Ordinances, entitled "Special Police Officers"; to rename these appointees, provide for their appointment, training and tenure, and clarify their roles and authority; to waive conflicting ordinances; and for other purposes.

(Councilmember Smith made a motion to approve.)

FAVORABLE

- 06-O-2023 (5) An Ordinance by Public Safety and Legal Administration Committee amending Chapter 114, Article VI, Division 4, Section 114-572(a) of the Code of Ordinances of the City of Atlanta, Georgia entitled "Drug and/or Alcohol Analysis" as it pertains to Sworn Employees of the Departments of Police, Fire and Rescue, and Corrections; to waive conflicting ordinances; and for other purposes.

(Councilmember Smith made a motion to approve.)

FAVORABLE

- 06-O-2024 (6) An Ordinance by Public Safety and Legal Administration Committee amending Chapter 114, Article VI, Division 4, Section 114-571 of the Code of Ordinances of the City of Atlanta, Georgia entitled "Supervisor's Responsibilities and Guidelines" as it pertains to Sworn Employees of the Departments of Police, Fire and Rescue, and Corrections; to waive conflicting ordinances; and for other purposes.

(Councilmember Smith made a motion to approve.)

FAVORABLE

- 06-O-2025 (7) An Ordinance by Public Safety and Legal Administration Committee to amend Chapter 74, Article IX, Division 2, Section 74-440 of the City of Atlanta Code of Ordinances, entitled "Access and Inspection of Properties and Facilities", so that certain duly authorized agents of the Department of Watershed Management may become Code Enforcement Agents; to waive conflicting ordinances; and for other purposes.

(Councilmember Smith made a motion to approve.)

FAVORABLE

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ORDINANCES FOR SECOND READING (CONT'D)

06-O-2026 (8) An Ordinance by Public Safety and Legal Administration Committee to amend Chapter 30, Article III, Division 1, Section 30-59 of the City of Atlanta Code of Ordinances, entitled "Compliance Investigators", so that compliance investigators are eligible to apply for status as Code Enforcement Agents; to waive conflicting ordinances; and for other purposes.

(Councilmember Smith made a motion to approve.)

FAVORABLE

06-O-2027 (9) An Ordinance by Public Safety and Legal Administration Committee to amend Chapter 130, Article I, Section 130-2 (c) of the City of Atlanta Code of Ordinances, so that certain duly authorized agents of the Department of Public Works or other City Departments may become Code Enforcement Agents; to waive conflicting ordinances; and for other purposes.

(Councilmember Smith made a motion to approve.)

FAVORABLE

06-O-2142 (10) An Ordinance by Councilmember Cleta Winslow amending the 2006 (Intergovernmental Grant Fund) Budget, Department of Police ("Department") by adding to anticipations and appropriations in the amount of \$70,000.00 for Grant Funds from the Georgia Emergency Management Agency in order to purchase portable police barricades for Homeland Security Preparedness; and for other purposes.

(Councilmember Smith made a motion to approve.)

FAVORABLE

F. RESOLUTIONS

06-R-2107 (1) A Resolution by Public Safety and Legal Administration Committee authorizing the settlement of the claim of Cynthia Mincey in the amount of \$735.85 against the City of Atlanta; and for other purposes.

(Councilmember Sheperd made a motion to hold for further review.)

HELD

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RESOLUTIONS (CONT'D)

- 06-R-2130 (2) A Resolution by Public Safety and Legal Administration Committee authorizing the Mayor, on behalf of the Department of Police ("Department"), to execute a Cooperative Purchasing Agreement pursuant to Chapter 2, Article X, Division 15, Section 2-1601, et seq. of the Code of Ordinances of the City of Atlanta, Georgia, utilizing State of Georgia Contract Number GS-07F-0223N, with the Highland Products Group, LLC., for the purchase of 940 portable police barricades in an amount not to exceed \$70,000.00; all contracted work shall be charged to and paid from Fund, Account and Center Number: 1B02 ((Intergovernmental Grant Fund) 521101 (Supplies-Consumable) X11T0790JCX0 (Portable Police Barricades); and for other purposes.
(Councilmember Smith made a motion to approve.)

FAVORABLE

G. PAPERS HELD IN COMMITTEE

- 06-O-0204 (1) An Ordinance by Councilmember Jim Maddox to amend Article XXIV, Section 30-1461 et seq. of the Code of Ordinances of the City of Atlanta, Georgia entitled "Vending on Private Property" so as to adopt the recommendations of the Private Property Vending Policy and Advisory Committee said recommendations being hereto attached as Exhibit "A"; to repeal conflicting Ordinances; and for other purposes.
(Held 1/10/06 for further review) (Work session held 2/22/06)
- 06-R-0433 (2) Claim of **Robert Colgin**, for damages alleged to have been sustained as a result of flooding on July 9, 2005 at 3340 Chatham Road, NW. **(Referred back by Council 2/20/06) (Held 2/28/06 for further investigation at the request of Councilmember Muller)**
- 06-R-0633 (3) Claim of **Gregory V. Burson, Jr.**, for damages alleged to have been sustained as a result of striking an open construction cut on January 18, 2006 at 832 Pryor Street, SW. **(Held 3/14/06 for further investigation at the request of Councilmember Smith)**

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PAPERS HELD IN COMMITTEE (CONT'D)

- 06-O-1044 (4) An Ordinance by Councilmembers H. Lamar Willis and C. T. Martin to amend the Code of Ordinances of the City of Atlanta, Georgia, Chapter 162, Article 2, Section 162-61(a) and Chapter 162, Article 2, Section 162-34(f) to allow short breaks in service for Taxicabs; to allow the Chief of Police or his designee, discretion to grant further extension for correction slip matters; to repeal conflicting ordinances; and for other purposes. **(Held 5/9/06 at the request of Councilmember Martin)**
- 06-O-1045 (5) An Ordinance by Councilmembers H. Lamar Willis and C. T. Martin to amend the Code of Ordinances of the City of Atlanta, Georgia, Chapter 162, Article 2, Section 162-57(a)(3) so as to delete residency requirements for securing or maintaining Vehicle for Hire CPNC's; to repeal conflicting ordinances; and for other purposes. **(Held 5/9/06 at the request of Councilmember Martin)**
- 06-O-1142 (6) An Ordinance by Public Safety and Legal Administration Committee to waive Section 2-1854 of the City of Atlanta Code of Ordinances to allow for the re-appointment of Barney Simms to the License Review Board; and for other purposes. **(Held 6/13/06 for further review)**
- 06-O-1601 (7) An Ordinance by Councilman C. T. Martin to amend Article XXIII (Entitled "Vending on Public Property"), Division 1, Section 30-1401, of the Code of Ordinances of the City of Atlanta, Georgia, so as to exempt Disabled Veterans from most of the provisions of the Public Property Vending Code; to waive conflicting ordinances; and for other purposes. **(Held 8/15/06 for further review.)**
- 06-R-1719 (8) Claim of **Kay E. Stephensen and Mark T. Gilliland**, for damages alleged to have been sustained as a result of storm water overflow on May 16, 2003 at 1125 Rosedale Drive, NE. **(Held 8/15/06 at request of Councilmember Fauver.)**

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PAPERS HELD IN COMMITTEE (CONT'D)

06-O-1908 (9) An Ordinance by Public Safety and Legal Administration Committee amending Chapter 162, Article II, Division 1, Section 162-33 of the Code of Ordinances of the City of Atlanta, Georgia ("City"), on behalf of the Department of Police, Bureau of Taxicabs and Vehicles for Hire ("Department"), for the purpose of increasing the fees the City assesses Taxicab Drivers and Taxicab Companies in order to offset the funding that's provided by the City to subsidize the Department's Operating Budget; to create a Taxicab Re-Inspection Fee; and for other purposes.

(Held 9/12/06 for a work session.)

06-R-2029 (10) A Resolution by Public Safety and Legal Administration Committee authorizing the Mayor to enter into a Lease Agreement with the City of Sandy Springs for the use of Fire Station 39, located at 4697 Wieuca Road, NW, Atlanta, Georgia, for a period of five years, at a rate of \$1.00 per year to be deposited to Fund, Account and Center Number: 1A01 (General Fund) 462201 (Building Rentals) B00001 (General-Revenue Center); to enter into an Agreement of Mutual Aid and Automatic Response with the City of Sandy Springs; to terminate the Lease Agreement between the City of Atlanta and Fulton County for Fire Station 39; and for other purposes.

(Councilmember Young made a motion to approve. Councilmember Willis made a substitute motion to approve on condition that the Atlanta Fire Rescue Department give the committee the information they requested at the previous meeting.) (See list below)

FAVORABLE ON CONDITION

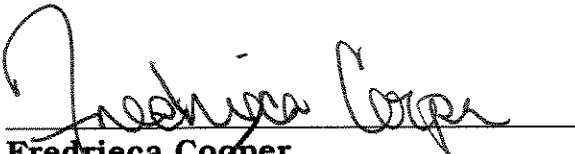
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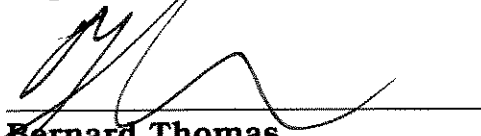
COMMITTEE MEMBERS' REQUEST TO THE DEPARTMENTS


1. Councilmember Martin requested the Council Staff to analyze The Mutual Aid and Lease Agreements to determine if their terms are in the best interest of the City.
2. Councilmember Fauver requested a Geographic Map of the Area.
3. Councilmember Willis requested a list of comparable properties in the area. What they are worth, what they are leasing for, and what are the selling prices for these properties?
4. Councilmember Willis requested that the Department provide a property appraisal for Fire Station #39.

There being no further business to come before the Committee, the meeting was adjourned at 4:54 p.m.

Respectfully Submitted:


Fredriecca Cooper
Legislative Assistant


Bernard Thomas
Research and Policy Analyst


The Honorable Cleta Winslow, Chair
Public Safety and Legal Administration Committee